

NINTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, Thursday Sept. 21, 1871. }

Senate met pursuant to adjournment. President Campbell presiding. Roll called. Quorum present.

Absent—Senator Fountain.

Absent, excused—Senator Pickett.

The President announced that he had a communication from the Chaplain, asking to be excused from attendance to-day on account of illness.

There being no objection, the Chaplain was excused as requested. Journal of yesterday read and adopted.

PETITIONS AND MEMORIALS.

By Senator Pettit: a "petition of Eli Bailey, a citizen of the County of Anderson and State of Texas, for land certificates." Read and referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

Reports of Committee on Roads, Bridges and Ferries:

COMMITTEE ROOM,
Austin, Sept. 21, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred Senate bill No. 464, have had the same under careful consideration and instruct me to report it back and recommend its passage with the following amendments: Strike out the word "forty" wherever it occurs and insert the word "twenty."

J. G. BELL, Chairman.

COMMITTEE ROOM,
Austin, Sept. 20, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred Senate bill No. 458, to be entitled "An act to amend

'an act to incorporate the Sabine and Neches Bridge Company,'"
have the honor to report the same back and recommend its passage.

JOHN G. BELL, Chairman.

Reports read and laid over under the rules.

COMMITTEE ROOM, }
Austin, Sept. 20, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred Senate bill No. 455, to be entitled "An act to authorize Mrs. M. E. Weaver, her associates and assignees, to erect a toll bridge across Rock creek, in Hopkins county," have the honor to report that after a careful consideration of the same they respectfully recommend its passage with the following amendments.

JOHN G. BELL, Chairman.

Amend section three, page two, line six, by striking out the word "police" after the word "county," and wherever else the word "police" occurs strike out the same and insert the word "county."

On motion of Senator Cole the rules were suspended to consider the report and bill (Senate bill No. 455).

Bill read second time.

On motion of Senator Cole the amendments reported by the Committee on Roads, Bridges and Ferries were adopted.

Bill ordered engrossed and passed to a third reading as amended.

On motion of Senator Pyle the rules were further suspended and Senate bill No. 455 read third time and passed.

On motion of Senator Mills the rules were suspended to take from file the report of the Committee on Contingent Expenses, of September 18, on accounts of W. G. Thomas and L. M. Bradley, and resolution relative to newspapers.

Senator Gaines moved that the report be adopted.

Senator Ruby called for a division of the question, and moved that the report of the committee on the accounts of W. G. Thomas and L. M. Bradley be adopted and the accounts allowed. Motion carried.

Senator Gaines moved that the resolution reported by the committee be adopted.

Yeas and nays called for and the resolution adopted by the following vote:

Yeas—Bowers, Broughton, Cole, Dohoney, Douglass, Evans, Gaines, Hall, Hillebrand, Latimer, Mills, Pridgen, Pyle, Shannon—14.

Nays—Mr. President, Baker, Bell, Flanagan, Ford, Hertzberg, Parsons, Pettit, Rawson, Ruby, Tendick—11.

Senator Ruby gave notice that he would make a motion to reconsider the vote just taken.

Senator Mills moved to reconsider the vote just taken.

Senator Pyle moved to lay that motion on the table.

Yeas and nays called for, and the motion to reconsider laid on the table by the following vote:

Yeas—Bowers, Broughton, Cole, Dohoney, Douglass, Evans, Gaines, Hall, Hillebrand, Latimer, Mills, Pridgen, Pyle, Shannon—14.

Nays—Mr. President, Baker, Bell, Flanagan, Ford, Hertzberg, Parsons, Rawson, Ruby, Tendick—10.

BILLS AND RESOLUTIONS.

By Senator Ruby: a bill (Senate bill No. 465), to be entitled "An act to amend an act entitled 'an act to incorporate the Island City Real Estate and Homestead Association of Galveston.'" Read first time and referred to the Committee on State Affairs.

On motion of Senator Bowers, the rules were suspended to take from file House bill No. 699, "An act to amend the third section of an act entitled 'an act to amend an act prescribing the times of holding the district courts in the several judicial districts in the State,' approved August 10, 1870, approved March 4, 1871." Read first time and passed to a second reading.

On motion of Senator Pyle, the rules were further suspended and bill read second time and passed to a third reading.

On motion of Senator Pyle, the rules were further suspended and House bill No. 699 read third time and passed.

On motion of Senator Baker, the rules were suspended to take from file House bill No. 580, "An act for the relief of R. E. Borden, District Attorney of the Third Judicial District." Read first time and passed to a second reading.

On motion of Senator Baker, the rules were further suspended and the bill read second time and passed to a third reading.

On motion of Senator Baker, the rules were further suspended and House bill No. 580 read third time and passed by the following vote:

Yeas—Mr. President, Baker, Bell, Bowers, Broughton, Cole, Douglass, Ford, Gaines, Hall, Hertzberg, Hillebrand, Latimer, Parsons, Pridgen, Pyle, Rawson, Ruby, Saylor, Shannon, Tendick—21.

Nays—Dohoney, Evans, Mills—3.

On motion of Senator Parsons the rules were suspended to take from file House bill No. 174, "An act to incorporate the Houston Schuetzen Verein." Read second time and passed to a third reading.

On motion of Senator Parsons the rules were further suspended and House bill No. 174 read third time and passed.

On motion of Senator Ford the rules were suspended to take from file House bill No. 282, "An act to authorize Robert Holmes and others to construct a boom across the Brazos river." Read first time and passed to a second reading.

Senator Ford moved a further suspension of the rules to read the bill the second time. Lost.

On motion of Senator Douglass the rules were suspended to take from file Senate bill No. 448, "An act to prescribe the time for the regular annual session of the Legislature for eighteen hundred and seventy-two." Read third time.

Senator Douglass moved the final passage of the bill.

Senator Ruby moved a call of the Senate. Call sustained.

Absent, unexcused--Senators Ford and Fountain.

The Sergeant-at-Arms was dispatched for the absentees.

Senator Ford appeared and answered to his name.

On motion of Senator Gaines the call was suspended.

Question recurring on the final passage of Senate bill No. 448, yeas and nays called for, and Senate bill No. 448 passed by the following vote:

Yeas--Mr. President, Baker, Bell, Bowers, Broughton, Cole, Dohoney, Douglass, Evans, Flanagan, Ford, Gaines, Hall, Hertzberg, Hillebrand, Latimer, Mills, Parsons, Pettit, Pridgen, Pyle, Rawson, Shannon, Tendick--24.

Nays--Ruby, Saylor--2.

Senator Bell asked leave to withdraw a bill (Senate bill No. 82), "An act for the relief of Mrs. Americus P. McCall."

There being no objection, leave was granted.

11:30 o'clock A. M.

SPECIAL ORDER.

Senate bill No. 419, "An act to be entitled an act concerning corporations."

Senator Saylor moved to recommit Senate bill No. 419 to the Committee on State Affairs. Lost.

[Senator Dohoney in the chair.]

Pending the second reading of Senate bill No. 419, Senator Ruby asked leave to present the report of the Committee on Engrossed Bills.

There being no objection, leave was granted.
Report of Committee on Engrossed Bills:

COMMITTEE ROOM. }
Austin, Sept. 21, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Engrossed Bills have examined and find correctly engrossed the following Senate bills: Substitute for Senate bill No. 153, "An act to amend 'an act prescribing the times of holding the district courts in the several judicial districts of the State,' approved August 10, 1870." Substitute for Senate bill No. 154, "An act to provide for districting the State of Texas into judicial districts, approved July 2, 1870." Senate bill No. 448, "An act to prescribe the time for the regular annual session of the Legislature for 1872." Senate joint resolution No. 40, "Leasing certain real estate in the city of Austin, the property of the State of Texas, to certain Masonic bodies for the erection of a Masonic Temple thereon.

G. T. RUBY,
E. L. DOHONEY,
P. W. HALL.

Report read and received.

On motion of Senator Ford, the Senate at 12:40 A. M. adjourned to 10½ A. M. to-morrow.
